

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID STONE, Individually and on Behalf of All Others Similarly Situated,

Plaintiff,

V₃

LESLIE Z. BENET, PAUL M. BISARO,
J. KEVIN BUCHI, ROBERT L. BURR,
ALLEN CHAO, MARY K.
PENDERGAST, PETER R. TERRERI,
JANET S. VERGIS, IMPAX
LABORATORIES, INC., ATLAS
HOLDINGS, INC., K2 MERGER SUB
CORPORATION, AND AMNEAL
PHARMACEUTICALS LLC.

Defendants.

Case No. Case 3:17-cv-07123-SI

CLASS ACTION

PROPOSED ORDER RE:
DISMISSAL

1 Having reviewed the parties' Stipulation Concerning Plaintiff's Voluntary
2 Dismissal of the Actions and Plaintiffs' Counsel's Anticipated Application for an
3 Award of Attorneys' Fees and Expenses, and for good cause shown, the Court
4 orders as follows:

5 1. Plaintiff Stone hereby voluntarily dismisses the above-
6 captioned action pursuant to Fed. R. Civ. P. 41(a)(1), and the action shall be so
7 dismissed. The dismissal is as to the named Plaintiff Stone only and has no effect
8 upon the absent members of the putative class. Because dismissal as to the Class is
9 without prejudice, notice is not required.

10 2. The Court shall retain continuing jurisdiction over the parties to
11 the Actions solely for purposes of adjudicating any claim by Plaintiffs' counsel for
12 an award of attorneys' fees and expenses.

13 3. Plaintiffs in the Actions shall file any petition and supporting
14 papers seeking such relief, or notice of an agreement among the parties concerning
15 fees and expenses, by no later than June 1, 2018.

16 4. This Stipulation is not intended to, and shall not, waive or
17 prejudice any right or argument that may be asserted or presented by Plaintiffs or
18 Defendants in support of or in opposition to any claim by Plaintiffs for attorneys'
19 fees and expenses.

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21 **IT IS SO ORDERED.**

22 DATED this 5th day of April, 2018.

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26 **HONORABLE SUSAN ILLSTON**
27 **UNITED STATES DISTRICT JUDGE**

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